MST

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.872 OF 2007
IN
FIRST APPEAL NO.357 OF 2007
IN
S.C.SUIT NO.4279 OF 1996

Rajjak Ali Riaz Ali & ors. Appellant
versus
Gulabji M. Tiwari Respondent

Suresh Dubey i/by M.V.Khan for appellant.

CORAM : A.S.OKA, J.

DATE : 07th February 2007

PC :

1. Rule. Returnable on 16th June 2007.

2. The impugned decree is for possession of the suit premises on the ground that the applicant is an unlawful occupant of the suit premises.

3. The decree for possession and demolition of the suit premises shall not be executed till next date, subject to the condition that the applicant will keep on depositing in the Trial Court a sum of Rs.300/- (Rs.Three hundred only) per month from March 2007 onwards. The deposit shall be made on or before 10th day of every calender month. Ad-interim relief is granted subject to

the condition that the applicant will not create any third party interest or alienate the suit property or part with possession in respect of the suit premises and will not carry out any additions or alterations in the suit premises till further orders.

(A.S.OKA, J.)